

STATE OF NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
Case No. 18 CVS 014001

COMMON CAUSE; <i>et al.</i>)	
)	
<i>Plaintiffs,</i>)	
)	
v.)	LEGISLATIVE DEFENDANTS'
DAVID R. LEWIS, <i>et al.</i>)	SUGGESTED REFEREE
)	
<i>Defendants.</i>)	
)	
)	

COMES NOW Legislative Defendants, pursuant to the Court's September 3, 2019, Order, and submits the names and qualifications of the referees they believe should be appointed to assist the Court. Accordingly, Legislative Defendants provide the Court the following:

1. Legislative Defendants suggest that the Court appoint both Gerry Cohen and Art Pope to serve as co-referees to assist the Court in this matter.
2. These individuals, Democratic and Republican respectively, would form a bipartisan referee which would instill public confidence in any remedial plans approved or created by the Court. Mr. Cohen and Mr. Pope's participation together in this process ensures a balanced approach to review of legislative plans.
3. Mr. Cohen served almost four decades at the legislature in various counsel roles to the General Assembly. He acted as the primary bill drafter during much of his time in the General Assembly and is extremely well versed in election law and redistricting. He currently continues to serve North Carolinians as an appointed member of the Wake County Board of Elections. Likewise, Art Pope is a former North Carolina legislator who has significant experience with redistricting and has dedicated much of his life to public service in North Carolina. He also recently

endorsed House Bill 140, Fairness and Integrity in Redistricting, which seeks to remove partisanship from the State's redistricting process. See <https://www.carolinajournal.com/news-article/second-redistricting-reform-bill-emphasizes-rules-and-transparency/>.

4. Republican and Democratic co-referees should be appointed in this matter to ensure that all North Carolina voters, no matter their political preferences, have confidence in any remedial plans approved or drawn by the Court. Mr. Cohen and Mr. Pope, both long-term public servants in this State, are uniquely suited to serve as referees in this matter while simultaneously ensuring fairness to both Democratic and Republican voters in North Carolina.

WHEREFORE, Legislative Defendants respectfully request that the Court appoint Gerry Cohen and Art Pope as referees in this matter pursuant to its September 3, 2019 Order.

This 6th day of September 2019

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Respectfully submitted,

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CERTIFICATE OF SERVICE

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This 6th day of September, 2019.

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